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SENATE BILL 22

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

MARY JANE M GARCIA

AN ACT

RELATING TO DOMESTIC VIOLENCE; ESTABLISHING THE DOMESTIC  
VIOLENCE OVERSIGHT TASK FORCE; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. DOMESTIC VIOLENCE OVERSIGHT TASK FORCE

~~CREATED-- TERMINATION.~~ --The "domestic violence oversight task  
force" is created. The task force shall function from the date  
of its appointment until the first day of December prior to the  
second session of the forty-fourth legislature.

Section 2. MEMBERSHIP-- APPOINTMENT-- VACANCIES. --

A. The domestic violence oversight task force shall  
be composed of ten legislative members, six public members and  
nine advisory members from the executive and judicial branches  
of government.

B. Five members of the house of representatives

1 shall be appointed by the speaker of the house of  
2 representatives and five members of the senate shall be  
3 appointed by the committees' committee of the senate, or, if the  
4 senate appointments are made in the interim, by the president  
5 pro tempore of the senate after consultation and with the  
6 agreement of a majority of the members of the committees'  
7 committee. Members shall be appointed from each house so as to  
8 give the two major political parties in each house the same  
9 proportional representation on the task force as prevails in  
10 each house; however, in no event shall either party have less  
11 than one member from each house on the task force. Vacancies on  
12 the task force shall be filled by appointment in the same manner  
13 as the original appointments.

14 C. Three public members shall be appointed to the  
15 task force by the speaker of the house of representatives, and  
16 three public members shall be appointed by the president pro  
17 tempore of the senate so as to represent the state's ethnic and  
18 geographic diversity. The public members of the task force  
19 shall be paid per diem and mileage in accordance with the  
20 provisions of the Per Diem and Mileage Act plus reimbursement  
21 for reasonable actual expenses.

22 D. Additionally the task force shall include the  
23 following advisory members:

- 24 (1) the attorney general or his designee;
- 25 (2) the secretary of health or his designee;

1 (3) the chief justice of the supreme court or  
2 his designee;

3 (4) the president of the district judges  
4 association or his designee;

5 (5) the president of the magistrate judges  
6 association or his designee;

7 (6) the president of the municipal judges  
8 association or his designee;

9 (7) the chief judge of the Bernalillo county  
10 metropolitan court or his designee;

11 (8) the chief public defender; and

12 (9) one district attorney appointed by the  
13 president of the district attorneys' association.

14 E. The speaker of the house of representatives and  
15 the president pro tempore of the senate shall each designate one  
16 co-chairman of the task force.

17 Section 3. DUTIES. --

18 A. After its appointment, the domestic violence  
19 oversight task force shall hold one organizational meeting to  
20 develop a work plan and budget for the ensuing interim. The  
21 work plan and budget shall be submitted to the legislative  
22 council for approval.

23 B. Upon approval of the work plan and budget by the  
24 legislative council, the task force shall review the adequacy of  
25 the following programs and services as they relate to domestic

1 violence, including:

2 (1) law enforcement needs and training;

3 (2) judicial needs and training;

4 (3) state- and community-based domestic  
5 violence prevention programs and services; and

6 (4) alcohol and drug abuse education,  
7 prevention, screening and treatment.

8 C. The task force shall recommend legislation or  
9 budget changes if any are found to be necessary to the  
10 legislature.

11 Section 4. REPORT.--The domestic violence oversight task  
12 force shall make a report of its findings and recommendations  
13 for the consideration of the second session of the forty-third  
14 legislature, the first session of the forty-fourth legislature  
15 and the second session of the forty-fourth legislature. The  
16 reports and suggested legislation shall be made available to the  
17 legislative council on or before December 15 preceding each  
18 session.

19 Section 5. STAFF.--The staff for the domestic violence  
20 oversight task force shall be provided by the legislative  
21 council service.

22 Section 6. APPROPRIATION.--Forty-nine thousand five  
23 hundred dollars (\$49,500) is appropriated from the general fund  
24 to the legislative council service for expenditure in fiscal  
25 year 1998 for the purpose of paying the salaries and expenses of

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1 technical, legal and clerical staff; for purchasing equipment  
2 and supplies; and for reimbursing the per diem and mileage  
3 expenses of the domestic violence oversight task force members.  
4 Any unexpended or unencumbered balance remaining at the end of  
5 fiscal year 1998 shall revert to the general fund.

6 Section 7. EFFECTIVE DATE. -- The effective date of the  
7 provisions of this act is July 1, 1997.

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